

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JOSHUA A. DICKENS,

Plaintiff,

v.

STATE OF WASHINGTON et al.,

Defendant.

CASE NO. 3:23-cv-05876-KKE-BAT

**ORDER DENYING MOTION (DKT.
6) FOR APPOINTMENT OF
COUNSEL**

Plaintiff filed a *pro se* civil rights complaint and request for appointment of counsel. *Dkt.*
6. The Court **DENIES** plaintiff's motion for appointment of counsel.

There is no right to counsel in civil actions. *See Campbell v. Burt*, 141 F.3d 927, 931 (9th
Cir. 1998). A court may appoint counsel for indigent civil litigants under 28 U.S.C.
§ 1915(e)(1), but only if there are "exceptional circumstances." *Agyeman v. Corrections Corp.*
of Am., 390 F.3d 1101, 1103 (9th Cir. 2004). To determine if "exceptional circumstances" exist,
the Court considers "the likelihood of success on the merits as well as the ability of the [plaintiff]
to articulate his claims *pro se* in light of the complexity of the legal issues involved." *Weygandt*
v. Look, 718 F.2d 952, 954 (9th Cir. 1983).

Extraordinary circumstances do not compel appointment of counsel. Plaintiff's
allegations are straight forward and currently as pled are subject to dismissal.

1 Accordingly, the Court ORDERS:

2 (1) Plaintiff's motion for appointment of counsel (Dkt. 6) is **DENIED**.

3 (2) The Clerk shall provide Plaintiff with a copy of this Order.

4 DATED this 17th day of October, 2023.

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7 BRIAN A. TSUCHIDA
United States Magistrate Judge